

Application No. 10/055,796 (Tarnoff) Art Unit 2157 Amendment B

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## REMARKS

### Office Communication mailed 2007 February 1

Claims 1-11 were rejected in the Office Action of 2007 February 1 under 35 U.S.C. § 102(e) as being anticipated for Claims 1-2 by Umbreit, U.S. Patent 6,704,787 (hereinafter Umbreit), and for claims 3-11 by Li et al., U.S. Patent 6,631,496 (hereinafter Li).

### Applicant Provides New Claims 12-20

Applicant has provided new claims 12 through 20 to distinguish the present invention over the cited prior art Umbreit and Li. Applicant submits that these new claims are patentable over the art of record for the following reasons:

- 1) Features upon which applicant relies are now recited in the claims so that their limitations from the specification can be read into the claims in accordance with *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993);
- 2) Previous claims with the limitation of installation have been canceled so *In re Hirao*, 535 F.2d 67, 190 USPQ 15 (CPA 1976) and *Kropa v. Robie*, 187 F.2d 150, 152, 88 USPQ 478, 481 (CCPA 1951) no longer present barriers to patentability.
- 3) The limitations of these claims are disclosed in the invention's specification as discussed in applicant's Amendment A of 2005 Sept. 9.
- 4) All new claims are dependent on claims now in condition for allowance.

## CONCLUSION

Applicant submits that the claims are in proper form, and, since the claims as modified and the new claims define novel structure that produces new and unexpected results as described above, Applicant also submits that these claims are clearly patentable. Therefore, Applicant submits that this application is in condition for allowance, which action he respectfully solicits.

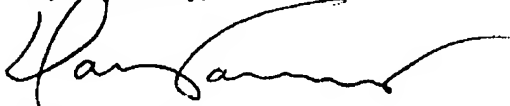
### Pro Se

In view of the fact that the individual inventor of this invention is 100% owner of the rights, title and interest in the invention, he claims small entity status and wishes to continue to prosecute any amendments to the application Pro Se. Applicant has amended the claims of this application and submits that they are proper, definite, and define novel structure distinguished above the prior art which is also unobvious. If, for any reason, this application is not found to be in full compliance with

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the applicable regulations, the applicant respectfully requests constructive assistance from the examiner in correcting any such shortcomings.

Very respectfully,



Harry L. Tarnoff

2007 April 26

*Applicant Pro Se*

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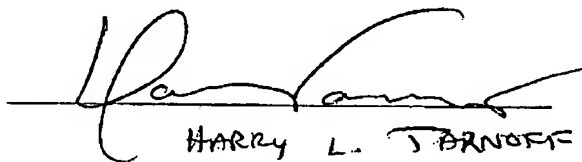
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**Certificate of Facsimile Transmission.** I certify that on the date below I will fax this paper to Art Unit 2157 of the U.S. Patent and Trademark Office at 571-273-8300.

2007 April 26

  
HARRY L. TARNOFF